

ENTERED

May 13, 2020

David J. Bradley, Clerk

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
LAREDO DIVISION****UNITED STATES OF AMERICA,**

§

VS.

§

§

CIVIL ACTION NO. 5:20-CV-44

§

**1.5944 ACRES OF LAND, MORE OR
LESS,, *et al*,**

§

§

Defendants.

§

§

ORDER OF DISMISSAL AND DISBURSEMENT

Pending is Plaintiff United States of America and Defendant/Interested Party Joaquin Munoz Elizondo's "Joint Stipulation of Dismissal and Agreement to Disburse Funds Under Fed. R. Civ. P. 71.1(i)(1)(B)" (Dkt. 7). (*See also* Dkt. 1, Ex. 1 at 14.) Under Federal Rule of Civil Procedure 71.1(i)(1)(B), Parties may "dismiss an action, in whole or in part, by filing a stipulation of dismissal," provided they do so "[before] judgment is entered vesting the plaintiff with title or a lesser interest in the property." Parties may stipulate to a dismissal under this rule without a court order. Fed. R. Civ. P. 71.1(i)(1)(B).

Here, Parties have filed a jointly signed stipulation of dismissal (Dkt. 7), and no judgment has been entered. Accordingly, this case is hereby **DISMISSED WITHOUT PREJUDICE**. *See* Fed. R. Civ. P. 71.1(i)(3). The Clerk of Court is **DIRECTED** to **TERMINATE** this case.

Pursuant to Parties' agreement to disburse funds (Dkt. 7 at 2), the Clerk of Court is further **DIRECTED** to disburse the sum remaining in the Registry of the Court, i.e. one hundred and 00/100 dollars (\$100.00) plus any accrued interest on this sum. This amount should be made payable to the order of "F&A Officer, USAED, Fort Worth." (*See* Dkt. 7 at 2.) The check

prepared by the Clerk should refer to “Tract No. LRT-LRN-1054.” (*Id.*)

IT IS SO ORDERED.

SIGNED this 13th day of May, 2020.

A handwritten signature in black ink, appearing to read 'D Saldaña', written over a horizontal line.

Diana Saldaña
United States District Judge